

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

OFFICE OF SPECIAL MASTERS

RICHARD RENZA,

Petitioner,

v.

SECRETARY OF HEALTH
AND HUMAN SERVICES,

Respondent.

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No. 07-444V
Special Master Christian J. Moran

Filed: November 24, 2009

attorneys' fees and costs, award in
the amount to which respondent has
not objected.

UNPUBLISHED ATTORNEYS' FEES AND COSTS DECISION¹

Petitioner, Richard Renza, filed an application for attorneys' fees and costs on October 20, 2009. He is awarded the amount to which respondent has not objected.

Mr. Renza seeks a total of **\$23,552.20** in attorneys' fees and **\$923.88** in attorneys' costs. Additionally, Mr. Renza filed a statement of costs in compliance with General Order No. 9, stating that he incurred **\$250.00** in litigation costs. The total amount requested is **\$24,726.08**.

On November 6, 2009, respondent filed a status report notifying the court of a minor discrepancy in the hourly rate requested for petitioner's attorneys. This status report was discussed during a status conference held on November 24, 2009, where petitioner clarified that the revised hourly rates for the attorneys in 2009 went into effect in March 2009, and not January 2009, as was noted on the attorney time sheets. The difference in the amount of the hourly rates requested was \$26.86, which the undersigned finds to be *de minimis*. After clarifying the discrepancy, respondent stated that she had no objection to the this request for attorneys' fees and costs.

¹ The undersigned intends to post this decision on the United States Court of Federal Claims's website, in accordance with the E-Government Act of 2002, Pub. L. No. 107-347, 116 Stat. 2899, 2913 (Dec. 17, 2002). As provided by Vaccine Rule 18(b), each party has 14 days within which to request redaction "of any information furnished by that party (1) that is trade secret or commercial or financial information and is privileged or confidential, or (2) that are medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy." Vaccine Rule 18(b). Otherwise, "the entire" decision will be available to the public. Id.

After reviewing the request, the undersigned finds the requested amounts reasonable. Thus, petitioner is awarded attorneys' fees and other litigation costs. Those fees and costs are awarded as follows:

A lump sum of \$24,726.08 in the form of a check payable to petitioner and petitioner's counsel of record, the law firm of Conway, Homer & Chin-Caplan, P.C.

The court thanks the parties for their cooperative efforts in resolving this matter.

The Clerk shall enter judgment accordingly.²

IT IS SO ORDERED.

S/ Christian J. Moran

Christian J. Moran
Special Master

² Pursuant to Vaccine Rule 11(a), the parties can expedite entry of judgment by each party filing a notice renouncing the right to seek review by a United States Court of Federal Claims judge.